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6 REDENTOR GALANG,

No. C 06-3546 MHP (pr)

7 Petitioner,

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**ORDER DISMISSING  
UNEXHAUSTED CLAIM**

9 v.

10 A. P. KANE, warden,

11 Respondent.  
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15 In an order filed March 20, 2008, the court required petitioner to elect how he wished  
16 to deal with a claim he asserted in his traverse as to which state court remedies had not been  
17 exhausted. Petitioner filed a notice in which he informed the court that he chose to dismiss  
18 the unexhausted claim and go forward in this action with only the exhausted claims.  
19 Accordingly, the unexhausted claim that the parole regulations violated petitioner's right to  
20 due process because they were overbroad and vague is DISMISSED. The petition remains  
21 under submission and will be decided in due course.

22 IT IS SO ORDERED.

23 DATED: May 8, 2008

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Marilyn Hall Patel  
United States District Judge